

1. PRESIDENT BRIAN S. McCARTHY CALLS ASSEMBLY TO ORDER
2. PRAYER OFFERED BY CITY CLERK PATRICIA PIECUCH
3. PLEDGE TO THE FLAG LED BY ALDERMAN-AT-LARGE DAVID W. DEANE
4. ROLL CALL
5. REMARKS BY THE MAYOR
6. RESPONSE TO REMARKS OF THE MAYOR
7. RECOGNITIONS
8. READING OF MINUTES OF PREVIOUS MEETINGS

Board of Aldermen..... 01/26/16

9. COMMUNICATIONS

From: David G. Fredette, Treasurer/Tax Collector
Re: Purchase replacement for the 2003 Dodge Caravan Capital Equipment Reserve Fund (CERF)

From: Stephen M. Bennett, Esq., Corporation Counsel
Re: Nashua Collegiate Baseball, Inc.

From: Arthur L. Barrett, Jr., Chairman
Re: Request for Joint Convention with the Board of Library Trustees

PERIOD FOR PUBLIC COMMENT RELATIVE TO ITEMS EXPECTED TO BE ACTED
UPON THIS EVENING

10. PETITIONS
11. NOMINATIONS, APPOINTMENTS AND ELECTIONS

Appointment by the Mayor

12. REPORTS OF COMMITTEE

Finance Committee..... 02/03/16
Personnel/Administrative Affairs Committee 02/01/16
Planning & Economic Development Committee 01/21/16
Planning & Economic Development Committee 02/02/16

13. WRITTEN REPORTS FROM LIAISONS
14. CONFIRMATION OF MAYOR'S APPOINTMENTS

Business & Industrial Development Authority

Lydia J. Foley (New Appointment)
2 Bruce Street
Nashua, NH 03064

Term to Expire: September 13, 2017

UNFINISHED BUSINESS – RESOLUTIONS

UNFINISHED BUSINESS – ORDINANCES

O-16-001

Endorsers: Alderman-at-Large David W. Deane
Alderman Ken Siegel
Alderman-at-Large Lori Wilshire
Alderman June M. Caron
Alderswoman Mary Ann Melizzi-Golja
Alderman Richard A. Dowd
Alderman Sean M. McGuinness
Alderman-at-Large Michael B. O'Brien, Sr.
Alderman-at-Large Brian S. McCarthy

INCREASING THE LOWEST PURCHASING LIMIT FOR SMALL PURCHASES FROM \$1,000 TO \$5,000

- Personnel/Administrative Affairs Committee Recommends: Final Passage

O-16-002

Endorsers: Mayor Jim Donchess
Alderman-at-Large Brian S. McCarthy
Alderman-at-Large Lori Wilshire
Alderman-at-Large Daniel T. Moriarty
Alderman-at-Large Mark S. Cookson
Alderman-at-Large Michael B. O'Brien, Sr.
Alderman Tom Lopez
Alderswoman Mary Ann Melizzi-Golja
Alderman June M. Caron
Alderman Richard A. Dowd
Alderman Benjamin M. Clemons

INCREASING THE EXEMPTION FOR SOLAR ENERGY SYSTEMS

- Personnel/Administrative Affairs Committee Recommends: Final Passage

NEW BUSINESS – RESOLUTIONS

R-16-007

Endorsers: Mayor Jim Donchess
Alderman-at-Large Lori Wilshire

RELATIVE TO THE ACCEPTANCE AND APPROPRIATION OF \$40,000 FROM THE STATE OF NEW HAMPSHIRE DEPARTMENT OF HEALTH AND HUMAN SERVICES INTO PUBLIC HEALTH AND COMMUNITY SERVICES GRANT ACTIVITY "FY2016 AND FY2017 CLIMATE AND HEALTH ADAPTATION PLAN (CHAP)"

R-16-008

Endorser: Mayor Jim Donchess

ADDING FOUR ADDITIONAL PARCELS TO THE "SPIT BROOK ROAD ECONOMIC REVITALIZATION ZONE"

R-16-009

Endorser: Alderman-at-Large Lori Wilshire

APPROVING THE COST ITEMS OF A COLLECTIVE BARGAINING AGREEMENT BETWEEN THE NASHUA POLICE COMMISSION AND THE NASHUA POLICE SUPERVISORS ASSOCIATION FROM JULY 1, 2015 THROUGH JUNE 30, 2019 AND RELATED TRANSFERS

NEW BUSINESS – ORDINANCES

O-16-003

Endorsers: Mayor Jim Donchess
Alderman Ken Siegel

ADMINISTRATIVE ENFORCEMENT OF ORDINANCES

PERIOD FOR GENERAL PUBLIC COMMENT

REMARKS BY THE MEMBERS OF THE BOARD OF ALDERMEN

Committee announcements:

ADJOURNMENT



City of Nashua
Office of The Treasurer
229 Main Street - Nashua, NH 03060

(603) 589-3185
Fax (603) 589-3228

To: Board of Aldermen

January 28, 2016

From: David G. Fredette, Treasurer/Tax Collector *DGF*

Re: Purchase replacement for the 2003 Dodge Caravan
Capital Equipment Reserve Fund (CERF)

The purpose of this communication is to request approval from the Board of Aldermen for an item that was planned to be listed in the FY2017 CERF Replacements list. Recently the 2003 Dodge Caravan – messenger van, which was used by Purchasing for various tasks throughout the city, was totaled in an accident. This vehicle was planned to be replace in FY 2017 at an estimated cost of \$25,699.

Currently the city has to date purchased 19 of the approved items listed on the planned FY 2016 CERF replacement schedule for \$1,913,779 which is \$151,159 below the planned replacement cost of \$2,064,938. As a result, the CERF has sufficient funding for the city to purchase a **Ford Transit Van** for a net cost to CERF of \$18,500 (\$22,500 less \$4,000 reimbursement from the Risk department). The Purchasing department is currently using the Building Maintenance and Information Technology vehicles to perform their work.

Pursuant to NRO 5-127.1 D Capital Equipment Reserve Fund, which states: “During that fiscal year, the city may purchase that equipment, or equipment that will serve the same stated purpose as the listed equipment as long as the price does not vary by more than ten percent of the estimated replacement value. All purchases from the Capital Equipment Reserve Fund must comply with the city’s purchasing approval process. Any other requests to use funds from the Capital Equipment Reserve Fund must be approved by the board of aldermen.”

I respectfully request the approval from the Board of Aldermen for the purchase of a 2016 Ford Transit Van used by the Purchasing department. The purchase would proceed through the Finance Committee approval process.

Cc: Mayor James Donchess
John Griffin, CFO/Comptroller
Dan Kookan, Purchasing Department

16-002



**CITY OF NASHUA
OFFICE OF CORPORATION COUNSEL**

MEMORANDUM

TO: Board of Aldermen
FROM: Stephen M. Bennett, Esq., Corporation Counsel
DATE: February 1, 2016
RE: *Nashua Collegiate Baseball, Inc.*

Recently this board approved a 90 day extension, from January 1, 2016 to March 31, 2016, of the Concession Agreement between the City of Nashua and Nashua Collegiate Baseball. The parties requested this extension due to ongoing negotiation for the sale for the team. Those negotiations have not proceeded as quickly as anticipated and the current Franchisor anticipates operating the team into the 2016 baseball season. In order to conduct its baseball operations for the 2016 baseball season, the Franchisor has requested to exercise its option to extend the Agreement. Other than the extension of the Agreement through December 31, 2016, all other terms shall remain the same.

SECOND AMENDMENT TO CONCESSION AGREEMENT

This Second Amendment to the Concession Agreement (hereinafter "Agreement"), dated as of the latter of the signatures below, is by and between the City of Nashua, a municipality incorporated in the State of New Hampshire, having a mailing address of 229 Main Street, Nashua, County of Hillsborough, New Hampshire 03061 (hereinafter "City") and Nashua Collegiate Baseball, Inc., a corporation with an address of 67 Amherst Street, Nashua, County of Hillsborough, New Hampshire 03064 (hereinafter "Franchisor").

WHEREAS, the City and Franchisor entered into an Agreement dated June 18, 2014, whereby the City granted to the Franchisor certain rights in regard to the City's Holman Stadium facilities (hereinafter "Premises");

WHEREAS, the City and Franchisor entered into a First Amendment To Concession Agreement dated December 23, 2015, whereby the City and Grantor agreed to extend the Agreement from January 1, 2016 to March 31, 2016;

WHEREAS, the Agreement grants Franchisor the right to exercise up to (5) one year options; and,

WHEREAS, Franchisor wishes to exercise its option Agreement.

NOW, THEREFORE, in consideration of the foregoing and other good and valuable consideration, the receipt of which is hereby acknowledged, the City and Franchisor agree as follows:

1. **IV. TERM.**

The term of this Agreement shall be extended from April 31, 2016 to December 31, 2016.

2. **OTHER TERMS AND CONDITIONS REMAIN.**

In the event of any inconsistencies in the Agreement and this Second Amendment, the terms of this amendment shall control. Except as expressly set forth in this Second Amendment, the Agreement otherwise is unmodified and remains in full force and effect. Each reference in the Agreement to itself shall be deemed also to refer to this Second Amendment.

3. **CAPITALIZED TERMS.**

All capitalized terms used but not defined herein shall have the same meaning as defined in said Agreement.

IN WITNESS WHEREFORE, the parties have caused their authorized representatives to execute and seal this First Amendment on the date set forth below.

CITY OF NASHUA

Date: _____, 2016

By: _____
Jim Donchess, Mayor
DULY AUTHORIZED

NASHUA COLLEGIATE BASEBALL, INC.

Date: _____, 2016

By: _____
DULY AUTHORIZED

STATE OF NEW HAMPSHIRE
COUNTY OF HILLSBOROUGH

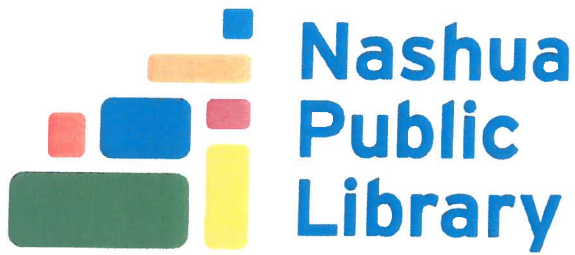
On this ____ day of _____, 2016, personally appeared the above-named, Ronald Wallace, General Manager (title) of Nashua Collegiate Baseball, Inc, known to me (or satisfactorily proven) to be the person whose name is subscribed herein and acknowledged that he/she executed the foregoing instrument for the purposes contained therein.

Notary Public/Justice of the Peace
Print Name:
My Commission Expires:

STATE OF NEW HAMPSHIRE
COUNTY OF HILLSBOROUGH

On this ____ day of _____, 2016, personally appeared the above-named, Jim Donchess, Mayor of City of Nashua, known to me (or satisfactorily proven) to be the person whose name is subscribed herein and acknowledged that he/she executed the foregoing instrument for the purposes contained therein.

Notary Public/Justice of the Peace
Print Name:
My Commission Expires:



February 2, 2016

Mr. Brian McCarthy, President
Nashua Board of Aldermen
City of Nashua, NH

Dear President McCarthy,

The Board of Library Trustees requests a Joint Convention with the Mayor and Board of Aldermen for the purpose of placing the name of Holly Klump in nomination as Library Board Trustee for a seven year term to expire on March 31, 2023.

Ms. Klump was recently selected to finish the term previously held by Maurice Arel, which will expire on March 31, 2016.

Sincerely,

A handwritten signature in blue ink, reading "Arthur L. Barrett, Jr." with a stylized flourish at the end.

Arthur L. Barrett, Jr., Chairman
Board of Library Trustees
Nashua Public Library

Cc: James Donchess, Mayor
Patricia Piecuch, City Clerk

ALB/acs

APPOINTMENT BY THE MAYOR

FEBRUARY 10, 2016

City Solicitor

Steven A. Bolton, Esquire (New Appointment)
4 Kyle Drive
Nashua, NH 03062

Indefinite Term at the Pleasure of the Mayor

I respectfully request that this appointment be confirmed.

Jim Donchess
Mayor